



Atty. Docket No. PATENT  
298-228

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Mail Stop Patent Application**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**UTILITY APPLICATION DATA SHEET UNDER 37 C.F.R. §1.76**

Transmitted herewith for filing is the patent application of

Inventor(s): Michael Hoermann

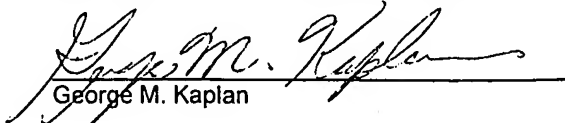
For: CONTROLLED DRIVE FOR A GARAGE DOOR SECTION OR THE LIKE  
Enclosed are:

- ☒ 6 page(s) of specification
- ☒ 1 page(s) of abstract
- ☒ 2 page(s) of claims (1-8)
- ☒ 2 sheet(s) of drawings ☒ formal ☐ informal (Figs. 1-3)
- ☒ 7 page(s) of preliminary amendment
- ☒ 9 page(s) of German Language Text
- ☒ 6 page(s) of Executed Declaration and Power of Attorney
- ☒ Assignment of the invention to Marantec Antriebs-und Steuerungstechnik GmbH & Co. KG
- ☒ Information Disclosure Statement

**CERTIFICATION UNDER 37 C.F.R. § 1.10**

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date February 18, 2004 as "Express Mail Post Office to Addressee" Mail Label Number EV995745324US addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 18, 2004

  
George M. Kaplan



PTO/SB/05 (01-04)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>  (Only for new nonprovisional applications under 37 CFR 1.53(b))	Attorney Docket No.	298-228
	First Inventor	Hoermann
	Title	CONTROLLED DEVICE ...
	Express Mail Label No.	EL995745324US

<b>APPLICATION ELEMENTS</b>  See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b>  Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450
---	---

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 9]  
(preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the invention
  - Brief Summary of the invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 2]
5. Oath or Declaration [Total Sheets 6]
- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)
- i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
name in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76
7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper
- c. ☐ Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement of Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent. 9 pages of German Text
17. ☒ Other: **Check for \$385.00 & \$40.00**

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: .....

Prior application information: Examiner \_\_\_\_\_ Art Unit: \_\_\_\_\_  
For CONTINUATION OR DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

<input checked="" type="checkbox"/> Customer Number:	<b>28249</b>	OR <input type="checkbox"/> Correspondence address below			
Name	<b>Rocco S. Barrese, Esq.</b>				
Address	<b>DILWORTH &amp; BARRESE, LLP</b>				
	<b>333 Earle Ovington Boulevard</b>				
City	<b>Uniondale</b>	State	<b>New York</b>	Zip Code	<b>11553</b>
Country	<b>USA</b>	Telephone	<b>(516) 228-8484</b>	Fax	<b>(516) 228-8516</b>
Name (Print/Type)	<b>George M. Kaplan</b>	Registration No. (Attorney/Agent)	<b>28,375</b>		
Signature			Date	<b>February 18, 2004</b>	

**CERTIFICATION UNDER 37 C.F.R. § 1.10**

I hereby certify that this correspondence and the documents referred to as enclosed are being deposited with the United States Postal Service on the date below in an envelope as "Express Mail Post Office to Addressee" Mail Label Number EL995745324US addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 18, 2004  
George M. Kaplan

BEST AVAILABLE COPY

PATENT OFFICE DATE STAMP WILL ACKNOWLEDGE RECEIPT OF:

1. UTILITY APPLICATION FEE TRANSMITTAL IN TRIPLICATE
2. UTILITY PATENT APPLICATION TRANSMITTAL PTO/SB/05
3. 6 PAGES OF SPECIFICATION, 2 PAGES OF CLAIMS (1-8),  
1 PAGE OF ABSTRACT, 2 SHEETS OF DRAWINGS (FIGS 1-3)
4. 9 PAGES GERMAN LANGUAGE TEXT
5. PRELIMINARY AMENDMENT (7 pages)
6. EXECUTED DECLARATION/POWER OF ATTORNEY
7. EXECUTED ASSIGNMENT W/ ASSIGNMENT RECORDATION COVER SHEET
8. INFORMATION DISCLOSURE STATEMENT WITH FORM PTO-1449  
AND CITED REFERENCES
9. CHECK(S) FOR \$ 385.00 AND \$40.00
10. RETURN POSTCARD

ALL UNDER CERTIFICATE EXPRESS MAIL EL995745324US

APPLICANT: Hoermann

FOR: CONTROLLED DRIVE FOR A GARAGE DOOR OR THE LIKE

DOCKET: 298-228

DATE: February 18, 2004

GMKJP



U.S. PTO 17302 10/781016



021804